

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
PROGRESSIVE NORTHERN INSURANCE  
COMPANY.

Plaintiff,

-against-

DANIEL BELTEMPO, FRANCINE BELTEMPO,  
PAMJAM, INC., JILCO EQUIPMENT LEASING  
COMPANY, INC., DANA'S PRO TRUCKING INC.,  
TRAILMOBILE CORP., TRAILMOBILE PARTS AND  
SERVICE CORP., THERMO KING CORP.,  
INGERSOLL-RAND CO., LTD., and THERMO KING  
CORP., A UNIT OF INGERSOLL-RAND COMPANY  
LTD.,

Defendants.

-----X  
S I R S :

PLEASE TAKE NOTICE, that the defendants, **Trailmobile Parts & Service Corporation**  
**and Trailmobile Corporation.,** hereby decline receipt of service of legal papers of any type  
whatsoever by facsimile or other electric means pursuant to FRCP Section 5.

DATED: Tarrytown, New York  
June 28, 2007

Yours etc.,

LAW OFFICE OF LORI D. FISHMAN

\_\_\_\_\_  
GEORGE R. DIETER (GRD 0268)  
Attorney for Defendants  
**Trailmobile Corporation and**  
**Trailmobile Parts &**  
**Service Corporation**  
303 South Broadway, Suite 435  
Tarrytown, NY 10591  
(914) 524-5600  
File # 107220081

TO: BURATTI, KAPLAN MCCARTHY & MCCARTHY  
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PORZIO, BROMBERG & NEWMAN, P.C.

Attorney for Defendants

**Thermo King Corp., Ingersoll-Rand Co., Ltd.and**

**Thermo King Corp., A Unit of Ingersoll-Rand Company, Ltd.**

156 West 56th Street Suite 803

New York, NY 10019-3800

212-265-6888

STATE OF NEW YORK )  
 ) ss:  
COUNTY OF WESTCHESTER )

PAMELA M. HYLAND, being duly sworn deposes and says:

I am not a party to this action. I am over the age of 18 years. On July 05, 2007, I served the annexed **NOTICE DECLINING FAX** upon the attorneys and/or parties listed below by depositing a true copy of the same into the care of the U.S. Postal Service within the State of New York directed to the said attorneys and/or parties as follows:

BURATTI, KAPLAN MCCARTHY & MCCARTHY  
**Attorney for Plaintiff**  
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Yonkers, NY 10701

BAUMAN, KUNKIS & OCASCIO-DOUGLAS, P.C.  
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14 Lafayette Square Suite 510  
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DONOHUE & PARTNERS, P.C.  
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PORZIO, BROMBERG & NEWMAN, P.C.  
Attorney for Defendants  
**Thermo King Corp., Ingersoll-Rand Co., Ltd. and  
Thermo King Corp., A Unit of Ingersoll-Rand Company, Ltd.**  
156 West 56th Street Suite 803  
New York, NY 10019-3800

such being the address(es) previously designated for that purpose in the preceding papers in this action or being the last known address for that person. Such service was done in full conformance with Rule 2103 of the CPLR.

Sworn to Before Me On  
July 05, 2007

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PAMELA M. HYLAND

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PROGRESSIVE NORTHERN INSURANCE  
COMPANY.

Plaintiff,

-against-

07CV4033 (CLB)

DANIEL BELTEMPO, FRANCINE BELTEMPO,  
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CORP., A UNIT OF INGERSOLL-RAND COMPANY  
LTD.,

Defendants.

-----X

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**NOTICE DECLINING FAX**

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**LAW OFFICE OF LORI D. FISHMAN**

Attorney for Defendant(s)  
303 South Broadway, Suite 435  
Tarrytown, N.Y. 10591  
(914) 524-5600

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By: \_\_\_\_\_  
George R. Dieter

=====

TO:

Service of a copy of the within is  
hereby admitted:

DATED: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Attorney(s) for

=====

PLEASE TAKE NOTICE:

**NOTICE OF ENTRY**

that the within a (certified) true copy of an  
duly entered in the office of the clerk of the within named court on

**NOTICE OF SETTLEMENT**

that an \_\_\_\_\_, of which the within is a true copy, will be presented for settlement to the  
Hon. \_\_\_\_\_, one of the judges of the within named Court, at \_\_\_\_\_,  
on \_\_\_\_\_, at \_\_\_\_\_.

DATED:

Yours, etc.,  
LAW OFFICE OF LORI D. FISHMAN